



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/562,269 / Confirmation No.: 7866
Applicant : Gary E. GILBERT, Jialan SHI, Christian W. HEEGAARD
and Jan T. RASMUSSEN
Filed : February 12, 2007
Title : METHOD, COMPOSITION AND KIT FOR DETECTING
PHOSPHATIDYLSERINE (PS) ON CELL MEMBRANES
Group Art Unit : 1657
Examiner : GITOMER, Ralph J.
Atty. Docket No. : US 1451/05
Date : March 11, 2009

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Responsive to the Office Action of February 12, 2009, the period for filing a response to which having been currently set to expire on March 12, 2009, Applicants elects herewith, with traverse, the invention of Group I, Claims 1-8, 18-20 and 26-27. It is noted herewith that the foregoing election is being made without prejudice to the Applicants' right to file divisional application(s) directed to the non-elected invention of

Appl. No.: 10/562,269
Response to Restriction Requirement dated March 11, 2009
Reply to Office Action (Restriction Requirement) of February 12, 2009

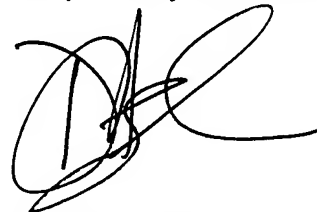
Group II, Claims 9-12, Group III, Claims 13-14 and 21, Group IV, Claim 15, Group V, Claims 16-17, Group VI, Claims 18-20,* and Group VII, Claims 22-25.

In view of the above, examination of the application on the merits is respectfully requested.

It is believed that no fee is due for this submission. Should that determination be incorrect, however, the Commissioner is hereby authorized to charge any deficiencies to our Deposit Account No. 01-0433, and notify the undersigned in due course.

Should the Examiner have any questions or wish to discuss further this matter, please contact the undersigned at the telephone number provided below.

Respectfully submitted,



DINESH AGARWAL
Attorney for Applicant(s)
Reg. No. 31,809

Law Office - Dinesh Agarwal, P.C.
5350 Shawnee Road, Suite 330
Alexandria, Virginia 22312
Telephone: (703) 642-9400
Fax: (703) 642-9402
E-mail: da@patentidea.com

DA/va

* It is noted that Group VI Claims 18-20 were included in Group I. Therefore, the Examiner is respectfully requested to cancel this group.